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Atty. Dkt. No. 066683/0196

Applicant: Robert MARTUZA *et al.*

Title: *REPLICATION COMPETENT HERPES
SIMPLEX VIRUS MEDIATES DESTRUCTION
OF NEOPLASTIC CELLS*

Appl. No.: 10/748,233

Filing Date: December 31, 2003

Examiner: Voitach, J.

Art Unit: 1632

PRELIMINARY AMENDMENT

Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

Prior to examination on the merits, please enter the following amendments. These amendments comply with the revised amendment format permitted by the Notice from the Office of Patent Legal Administration of the U.S. Patent and Trademark Office dated February 10, 2003. Thus, the provisions of 37 C.F.R. § 1.121(a), (b), (c) and (d) are waived for amendments made to the claims, specification and drawings of this application.

Amendments to the Specification begin on page 2 of this document.

Amendments to the Claims are reflected in the listing of claims which begins on page 3 of this document.

Remarks begin on page 5 of this document.

Please amend the application as indicated below.